



**DEPARTMENT OF ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
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May 28, 2014

NOTICE OF DECISION

In accordance with SDCL 45-6B and ARSD 74:29:01:15, the Department of Environment and Natural Resources issued its recommendation on the following application on May 20, 2014:

Type of Permit: Large Scale Mining Permit

Mine Permit Number: 481

Applicant: Bentonite Performance Minerals, LLC

Address: 554 US Hwy 212, Belle Fourche, South Dakota 57717

Legal Description: Killinger Project: NE1/4 NE1/4 Section 22; T9N-R1E, Butte County

General Location: Approximately 6.5 miles northwest of Belle Fourche, South Dakota

Material to be Mined: Bentonite

Date of Determination: May 28, 2014

The Department's recommendation containing proposed conditions was previously mailed to you. The date for intervention was May 27, 2014, and no parties petitioned the Board of Minerals and Environment for a hearing on the application by the deadline. Therefore, in accordance with ARSD 74:29:01:18, the application is hereby approved as recommended.

If you have any questions regarding this matter, please feel free to contact Eric Holm of the Minerals and Mining Program at (605) 773-4201.

Sincerely,

\S/

Steven M. Pirner
Secretary
Department of Environment & Natural Resources